

14CR95 (PSB)(HC)

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.**RECEIVED**

★ AUG 08 2019 ★

AUG 09 2019

Your Honor

**EDNY PRO SE OFFICE**

I have finished writing my objections to the PSL report, both to the conclusion and to guideline calculation but the only part that I was able to type to Mr. Singer is the objections to calculations. I didn't have a chance to type the objections to the conclusion because all the money that Mr. Singer put on my account have been taken immediately by Brooklyn court to pay the fee for the lawsuit that I have. I didn't know they would take the money.

So I don't know either or not you received my objections. There is also a new video testimony that my mother and my daughter have recorded, it just came up, I don't know if you have it. I based my objections on a number of sexual exploitation cases, in particular I brought to the courts attention cases of three different women who I personally know and who were prosecuted here in the eastern district for sexual exploitation crime as a result of their relationship with the predator man, a former police officer Alberto Randazzo. Ms Keira Norton, Ms Jenny Lemay and Ms Leigh Marcini. Mr. Singer was representing Ms Norton.

I paid attention of the court to the case of Ms Marcini where she plead to conspiracy sexually exploit a child 18 VSC § 225.1(e), the same plea that was offered by the government last year to me. The dispositions of their case

2

60 months imprisonment because she has been provided with the HJ letter from the government. And I assume that she provided some sort of cooperation however she was not a person who initially reported Mr. Pandolfo it was another lady, Ms Marcini only deteriorated after her arrest.

So I have indicated in my objections that there is a clear unfairness in the way how US government is treating me compared to the other ladies who committed similar offense. This unfairness has been consistently communicated to me by already a second defense attorney....

The amount of cooperation that I have provided to American government against Mr. Valerio is tremendous. The criminal complaint and an arrest warrant issued against Valerio has been obtained solely on the information provided by me to agent Angelini in Kiev with whom I signed into an oral cooperation agreement.

Furthermore I testified at Tadic's hearing as a government witness with the regard to the rape suffered by me at Valerio's residence, the court and already the Second Circuit credited my testimony because Mr. Valerio appealed and he was trying to discredit it.

The fact that the US government has credited Ms Marcini's cooperation and is refusing to do so for me despite of the fact that they totally relied on my testimony tells me

3

that US government is acting in a bad faith towards me. The government agent Angelini in his emails to me acknowledged my substantial assistance to them "multiple times and told me how grateful he was for all the info that I provided. Government agent Troyl and even the district attorney Amect Klobuchar have admissions by themselves in the year of 2016 that they, don't dispute the amount of cooperation that I provided was significant and truthful. Their statements can be retrieved from March 2016 hearings.

So based on Second Circuit decision in United States v. John Doe 586 Fed Appx 58; 2014 USA

where the appellate court directed a district court to conduct a hearing on whether the government had acted in bad faith in refusing to make motion seeking downward departure from mandatory minimum defendants behalf pursuant to 18 USC § 3553(e) and FSSG § 5K1.1 because defendant made requisite showing to rebut governments neutral explanation.

I request my attorney to proceed with this motion. A motion to compel the government to file K1 letter.

There are two other cases that I wanted  
to draw the court's attention to:

VS v Polozzi 569 F 3d 142; Jan 8, 2009

Defendant was convicted as a result of trial  
for possession and receipt of child porn in  
violation of 18 USC § 2252(a)(2), § 2252(a)(4)(B),  
a charge that carried 5 years mandatory min.  
He has been sentenced by Judge Weinstein  
to one year and one day in prison.

The government has been represented by Allen Poole  
where Mr. Poole has charged Polozzi with 17 counts  
of receipt and 18 counts of possession of images  
that have been converted by Second Circuit  
into a single violation of 18 USC § 2252(a)(4)(B)  
instead of 17 separate convictions.

VS v Pabon-Cruz 385 F 3d 86; 2004 US App.

Dec 3, 2004

Where the Second Circuit remanded the case for  
resentencing defendant who was convicted under  
18 USC § 2251(c)(1)(A) for advertising and  
distribution of child porn 18 USC § 2252A.

The Second Circuit, we consider nostra  
sponte though the issue was not raised by counsel,  
nor addressed by district court the statutory  
penalty provision of 18 USC § 2251(d) mandates  
a minimum ten year term of imprisonment.

Contrary to the government's arguments,  
however, we do not find the other clauses in

the paragraph to be irrefutable proof of Congress' intent to ensure mandatory min. sentences for all offenders without exception; the discrepancy could as easily suggest Congress' intent to allow a more lenient sentence for first-time offenders.

To the bare analysis of the cases of other ladies who committed similar offense out of the relationship with the predator now tells me that US government is acting in bad faith towards me and does treat me unfairly compared to other women.

The fact that I acknowledged my mistakes and keep asking God for forgiveness of the sin of sexual immorality / that I committed I have described on 50 pages of my objections to the conclusion that I intend to type and present to the court.

With respect  
Olena Kalichenko

August 5<sup>th</sup> 2018

PLW

Olena Kaliuchenko 85-278053  
Metropolitan Detention center  
300 28<sup>th</sup> Street  
Brooklyn NY 11232

NEW YORK CITY 100

06 AUG 2019 PM 14 L



\*  
LONG ISLAND  
U.S. DISTRICT COURT  
RECEIVED  
IN CLERK'S OFFICE  
AUG 7 2019  
JUDGE [Signature]  
UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

Joseph Bianco  
United States District Judge  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Capitol Hill Annex  
New York, NY 10278

Lepat

11722-443800

METROPOLITAN DEFENSE  
80 29TH ST. BROOKLYN CENTER

The enclosed letter was processed through  
mail procedures by the writer has neither been forwarded through  
which this facility has opened to you.  
or clarified if the material or a problem over  
for forwarding it the writer further you may over  
return the writer encloses information  
in the enclosure to the address correspondence  
of the writer, which is